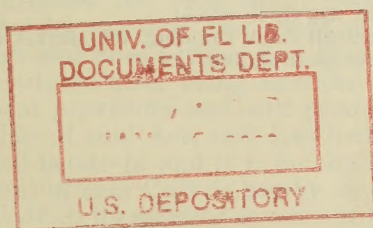



NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
VENETIAN BLIND INDUSTRY

AS APPROVED ON MARCH 23, 1935



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Approved Code No. 229—Amendment No. 1

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

VENETIAN BLIND INDUSTRY

As Approved on March 23, 1935

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE VENETIAN BLIND INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of an Amendment to a Code of Fair Competition for the Venetian Blind Industry, and Notice of Opportunity to be Heard having been duly published thereon and due consideration having been given with respect thereto, and the annexed report of the Assistant Deputy Administrator on said Amendment, containing findings with respect thereto, having been made and directed to the National Industrial Recovery Board:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, dated September 27, 1934, and otherwise, does hereby approve and adopt said report, recommendation and findings and does further find that said Amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policies and purposes of said title of said Act, and does hereby order that said Amendment annexed hereto be and it is hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By W. A. HARRIMAN, *Administrative Officer*.

Approval recommended:

W. P. ELLIS,
Division Administrator.

WASHINGTON, D. C.,
March 23, 1935.

REPORT TO THE NATIONAL INDUSTRIAL RECOVERY BOARD

NATIONAL INDUSTRIAL RECOVERY BOARD,

National Recovery Administration,

Washington, D. C.

Gentlemen: I transmit herewith a proposed Amendment to Article VI of the Code of Fair Competition for the Venetian Blind Industry. This Amendment is partially described as follows:

DESCRIPTION OF AMENDMENT

The new subsection (f) of Section 10 of Article VII which will replace former subsections (f) and (g) requires that each member of the Industry shall pay an equitable contribution to the expenses of the maintenance of the Code Authority, and further provides that only members complying with the Code and contributing to the expenses of its administration, unless duly exempted, shall be entitled to participate in the selection of the Code Authority or to receive the benefit of its voluntary activities. This Amendment will delete Section 8 of Article VI since that Section is repetitious and inconsistent with the new subsection (f) of Section 10 of Article VII.

APPLICATION, REPRESENTATION AND CONSENT

Under Article IX, Section 2, the Code Authority has the following specific power:

"This Code, except as to provisions required by the Act, may be modified on the basis of experience or changes in circumstances, such modification to be based upon application to the Administrator and such Notice and hearing as he shall specify, and to become effective on his approval. Any such application may be made by the Code Authority."

The Code Authority applied for this Amendment in a letter of December 20, 1934, from the Secretary, and submitted therewith a copy of the minutes of the meeting of the Code Authority held at the Vanderbilt Hotel, New York City, on December 12, 1934, which set forth that the Code Authority had adopted this Amendment. Letters dated March 11, 1935, and March 20, 1935, from the Secretary of the Code Authority again state the Code Authority has approved the Amendment as now submitted to you, including the deletion of Section 8 of Article VI.

By virtue of the Code provision above quoted, the Code Authority is vested with the power of the applicant group to act for the proponents of the Code. In a report of January 24, 1934, the Administrator found "that the applicant group is an industrial group truly representative of the aforesaid industry."

OPPORTUNITY TO BE HEARD ACCORDED TO PERSONS ENGAGED IN OTHER
STEPS OF THE ECONOMIC PROCESS

Administrative Order No. 229-7, giving notice of the proposed Amendment, was issued on February 1, 1935. Under this Order, opportunity was accorded any person to submit criticisms, objections, or suggestions concerning said Amendment which was printed with said Notice. This opportunity extended to February 21, 1935. No objections to the Amendment were received in response to this Notice which was published in full accordance with Executive Order No. 6527, dated December 21, 1933.

CONSIDERATION BY THE NATIONAL RECOVERY ADMINISTRATION

The proposed Amendment has been considered by the several Advisory Boards and Divisions of the National Recovery Administration in the manner and to the extent required under the Office Manual. Until the present time the Code Authority for this Industry has operated very satisfactorily on a basis of voluntary contributions to the expense of maintaining the Code Authority. Lately, however, new units are entering the business and some of these are not paying the voluntary contributions. In order to avoid a situation in which the benefits of the Code Authority are enjoyed by those not contributing to its support, it is proposed to make mandatory the payment of contributions to the expenses of the maintenance of the Code Authority by members of the Industry.

This Amendment authorizes the Code Authority to collect equitably from all members of the Industry contributions for the purpose of defraying the expenses of the Code Authority. It will impose no inequitable restrictions. It will not promote monopolies or tend to promote monopolistic practices, nor oppress small enterprises.

The Code as amended complies in all respects with the pertinent provisions of Title I of the National Industrial Recovery Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10 thereof. The Code as amended also complies with Executive Order No. 6678, dated April 14, 1934.

This Amendment is designed to provide for the general welfare, and effectuate the policies of the Act, by promoting the organizations of the Industry for the purpose of cooperative action in this trade group.

RECOMMENDATION

On the basis of all the facts stated above and the administrative findings of law and fact made above, I recommend that this Amendment be approved.

W. JENNINGS BUTTS,
Assistant Deputy Administrator.

The findings and recommendation made above are concurred in by:

A. C. DIXON,
Deputy Administrator.

W. P. ELLIS,
Division Administrator.

MARCH 20, 1935.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE VENETIAN BLIND INDUSTRY

Amend Article VI by deleting Section 8; renumbering Section 9 as Section 8; relettering subsection (h), as subsection (g); and by deleting Section 10, subsections (f) and (g) and substituting in lieu thereof the following:

(f) It being found necessary, in order to support the administration of this Code and to maintain the standards of fair competition established hereunder and to effectuate the policy of the Act, the Code Authority is authorized:

(A) To incur such reasonable obligations as are necessary and proper for the foregoing purposes, and to meet such obligations out of funds which may be raised as hereinafter provided and which shall be held in trust for the purposes of the Code;

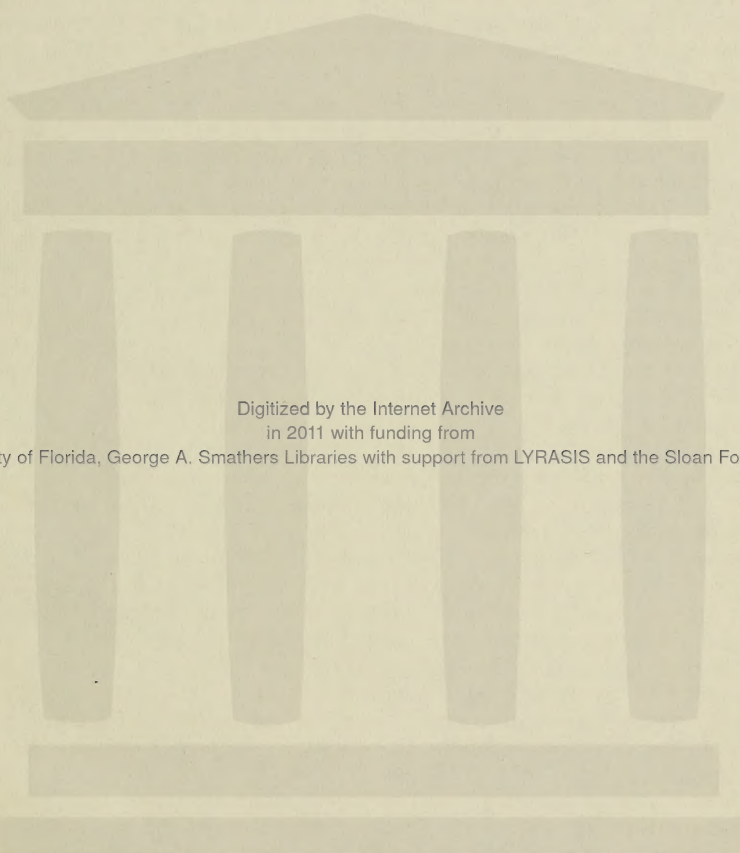
(B) To submit to the National Industrial Recovery Board for approval, subject to such notice and opportunity to be heard as may be deemed necessary, (1) an itemized budget of its estimated expenses for the foregoing purposes, and (2) an equitable basis upon which the funds necessary to support such budget shall be contributed by members of the Industry;

(C) After such budget and basis of contribution have been approved by the National Industrial Recovery Board, to determine and obtain equitable contribution as above set forth by all members of the Industry, and to that end, if necessary, to institute legal proceedings therefor in its own name.

Each member of the Industry shall pay his or its equitable contribution to the expenses of the maintenance of the Code Authority, determined as hereinbefore provided, and subject to rules and regulations pertaining thereto issued by the National Industrial Recovery Board. Only members of the Industry complying with the Code and contributing to the expenses of its administration as hereinabove provided, unless duly exempted from making such contribution, shall be entitled to participate in the selection of members of the Code Authority or to receive the benefit of its voluntary activities or to make use of any emblem or insignia of the National Recovery Administration.

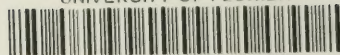
The Code Authority shall neither incur nor pay any obligation substantially in excess of the amount thereof as estimated in its approved budget, and shall in no event exceed the total amount contained in the approved budget, except upon approval of the National Industrial Recovery Board; and no subsequent budget shall contain any deficiency item for expenditures in excess of prior budget estimates except those which the National Industrial Recovery Board shall have so approved.

Renumber sections 10 and 11 of this article to read sections 9 and 10.



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